GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Certain irregularities in purchase of stationery and printing of Tender Schedules and misappropriation of Government funds by Sri N.Venugopala Rao, Draughtsman (Retd.) and others of Gajuwaka Municipality – Disciplinary action initiated –Departmental Enquiry conducted – Imposing the penalty of 20% cut in pension permanently besides recovery of an amount of Rs.74,38,477/- from his retirement benefits under Rule 9(7) of APRP Rules, 1980 - Orders – Issued.

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MUNICIPAL ADMINISTRTION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT

G.O.MS.No. 144 Dated: 06-04-2017

Read the following

1. From the GA(V&E) Deptt, Vigilance Report No.90(914/V&E/D1/2006),Dated:30.06.2007
2. G.O.Rt.No.112, MA &UD(E1) Deptt, Dated: 25.01.2008
3. From the CDMA, RC.No.21796/2007-E2, Dated: 23.06.2008
4. G.O.Rt.No.1583, MA &UD(E1) Deptt, Dated: 03.12.2009
5. From Sri R. Yadagiri Reddy, Additional Director, Mission, MEPMA & Enquiry Officer, Report,dated:17-05-2011.
6. Govt. Memo No.17153/E1/2007-1, dated: 10.05.2012
7. Govt. Memo No.17153/E1/2007-1, dated: 10.05.2012
8. written representation of Sri N.Venugopala Rao, the then Draughtsman , Dated: 10.07.2015.
9. From the Director of Municipal Administration Letter Roc.No.21796/2007/A1-1, dated:22.12.2015
10. Govt. Memo.No.17153/Vig.I/2007, dated: 20-08-2016.
11. From the Commissioner, GVMC., Visakhapatnam letter No.3190/2008/C2/C3/GVMC., dated: 4-11-2016 and 14-11-2016.
12. Representation of Sri N.Venugopal Rao, Draughtsman (Retd.), dated: 16-12-2016.
13. Govt. Letter No.17153/Vig.I.1/2007, dated: 09-02-2017
14. From the Secretary, APPSC., Letter No.261/DC&C/ 2/ 20-17, dated: 24-03-2017.

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O R D E R:

It has been brought to the notice of the Government that certain irregularities were noticed by the V&E in the reference 1st cited. They have conducted an enquiry on the allegation of printing of tender schedules and found gross misappropriation of funds by Sri G.S.N. Murthy, Municipal Commissioner and other staff of Gajuwaka Municipality.

2. Whereas, in the reference 2nd read above departmental action has been initiated against Sri N.Venugopala Rao, the then Draughtsman of Gajuwaka Municipality on the above said allegations.

3. Whereas, in the reference 3rd read above, the CDMA has furnished the served copies of the Sri N.Venugopala Rao, the then Draughtsman and others of Gajuwaka Municipality.

4. Whereas, in the reference 4th read above, Sri R. Yadagiri Reddy, the then Additional Director, Mission , MEPMA was appointed as Enquiry Officer to enquire into the charges framed against Sri N.Venugopala Rao, the then Draughtsman and others of Gajuwaka Municipality, Visakhapatnam on the allegation of certain irregularities in purchase of stationery and printing of Tender Schedules and misappropriation of Government funds. In the reference 5th cited, the Enquiry Officer has submitted the Enquiry Report, wherein held that the charges framed against Sri N.Venugopala Rao, the then Draughtsman and others of Gajuwaka Municipality are proved.

5. In the reference 6th read above, Govt. after examining the matter a copy of the Enquiry Report has been communicated to Sri N. Venugopala Rao, the then Draughtsman, for submission of his written representation, if any on the findings of the Enquiry Officer in terms of Rule 21 (2) of APCS (CC&A) Rules, 1991.

6. Whereas, in the reference 7th read above, a copy of the Enquiry Report was also communicated to the Commissioner & Director of Municipal Administration with a request to furnish the details of misappropriated amount and also state from whom the said amount has to be recovered.

7. Whereas, in the reference 8th read above, Sri N.Venugopala Rao, the then Draughtsman has submitted his written representation on the findings of the Enquiry Officer, wherein he stated that the charges framed against him are vague and baseless and he has not done any financial irregularities and requested to drop further action against him.

8. Whereas, in the reference 9th read above, the Director of Municipal Administration has furnished the report submitted by the RDMA, Rajahmundry on the misappropriation of Govt. funds to a tune of Rs.1,23,97,462/- towards purchase of stationery items in erstwhile Gajuwaka Municipality now merged into GVMC.

9. Government after examination of the representation of Sri N.Venugopal Rao, Draughtsman (Retd.), have provisionally decided to impose a penalty of 20% cut in monthly pension permanently against the Charged Officer Sri N.Venugopala Rao, the then Draughtsman (Retd.) in terms of Rule 9 of AP Revised Pension Rules, 1980, besides recovery of an amount of Rs.74,38,477/- from his retirement benefits under Rule 9(7) of APARP Rules, 1980. If not fully covered from the retirement benefits the balance amount shall be recovered same under Revenue Recovery Act and issued.

10. Whereas in the reference 10th read above, a Show Cause Notice as required under Rule 9 of A.P. Revised Pension Rules, 1980 have been issued as to why the action proposed in para (9) above shall not be taken against him.

11. In the reference 12th read above, Sri N.Venugopala Rao, the then Draughtsman (Retd.) has submitted a representation to Government and requested the Government to grant extension of time for a period upto 31-01-2017. The time sought by the said Charged Officer (Retd.) is already over.

12. In the reference 13th read above, after examining the entire issue, the Secretary, APPSC has been addressed for their concurrence on the proposed penalty of 20% cut in pension permanently besides recovery of Rs.74,38,477/- (60%) from his retire mental benefits balance as per RR Act. The APPSC in the reference 14th read above, has conveyed the concurrence to the said proposal of the Government.

13. Government after careful examination of the matter, hereby impose a penalty of 20% cut in pension permanently and recovery of proportionate share (60%) i.e. Rs.74,38,477/- from his retirement benefits, balance as per RR Act. In terms of Rule 9 of A.P.Revised Pension Rues, 1980.

14. The Director of Municipal Administration, A.P Guntur and the Commissioner, Greater Visakakhapatnam Municipal Corporation, Visakhapatnam shall taken necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri N.Venugopala Rao,
the then Draughtsman(Retd),

through Commissioner, GVMC, Visakhapatnam.
The Commissioner, GVMC, Visakhapatnam.
Copyto:
The Director of Municipal Administration, AP,.Guntur.
The Secretary to Vigilance Commissioner,
APVC, Hyderabad.
The Government Pleader for MA &UD(S),
AP High Court, Hyderabad.
The District Collector, Visakhapatnam
The Accountant General, (A&E) A.P. Hyderabad.
The Secretary, APPSC., A.P. Hyderabad.
Copy to SF/Scs.

//FORWARDED:: BY ORDER//

SECTION OFFICER